

SENATE BILL No. 235

DIGEST OF INTRODUCED BILL

Citations Affected: IC 13-11-2-201; IC 13-18-21.

Synopsis: Septic system grants. Permits the budget agency to provide grants to political subdivisions from the supplemental drinking water assistance fund for specified purposes related to health, sanitation, and safety concerns associated with sewage disposal systems. Directs the budget agency to establish terms and conditions under which it will provide the grants.

Effective: Upon passage; July 1, 2001.

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January 9, 2001, read first time and referred to Committee on Environmental Affairs.

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First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

SENATE BILL No. 235

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 13-11-2-201 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 201. "Sewage disposal
3 system", for purposes of IC 13-18-12 **and IC 13-18-21** means septic
4 tanks, wastewater holding tanks, seepage pits, cesspools, privies,
5 composting toilets, interceptors or grease traps, portable sanitary units,
6 and other equipment, facilities, or devices used to:

7 (1) store;
8 (2) treat;
9 (3) make inoffensive; or
10 (4) dispose of;
11 human excrement or liquid carrying wastes of a domestic nature.

12 SECTION 2. IC 13-18-21-23, AS AMENDED BY P.L.132-1999,
13 SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14 JULY 1, 2001]: Sec. 23. Money in the supplemental fund may be used
15 to do the following:

16 (1) Provide grants, loans, or other financial assistance to or for the
17 benefit of participants for the planning, designing, acquisition,



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construction, renovation, improvement, or expansion of public water systems and other activities necessary or convenient to complete these tasks, whether or not those other activities are permitted by the federal Clean Water Act or the federal Safe Drinking Water Act.

(2) Provide grants, loans, or other financial assistance to or for the benefit of political subdivisions for the planning, designing, acquisition, construction, renovation, improvement, or expansion of wastewater or stormwater collection and treatment systems and other activities necessary or convenient to complete these tasks, whether or not those other activities are permitted by the federal Clean Water Act or the federal Safe Drinking Water Act.

(3) Provide grants to political subdivisions for educational efforts designed to improve the sanitation and safety of sewage disposal systems.

(4) Pay the cost of administering the supplemental fund and the supplemental program.

~~(4)~~ (5) Conduct all other activities that are permitted by the federal Clean Water Act or the federal Safe Drinking Water Act.

SECTION 3. IC 13-18-21-25, AS AMENDED BY P.L.132-1999, SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 25. (a) The budget agency may make grants or loans or provide other financial assistance from the supplemental fund for the benefit of a participant under the following conditions:

(1) A grant, loan, or other financial assistance may be used:

(A) for planning, designing, acquiring, constructing, renovating, improving, or expanding public water systems, and other activities necessary or convenient to complete these tasks;

(B) to:

(i) establish reserves or sinking funds; or

(ii) provide interest subsidies;

(C) to pay financing charges, including interest on the loan during construction and for a reasonable period after the completion of construction; or

(D) to pay the following:

(i) Consultant, advisory, and legal fees.

(ii) Other costs or expenses necessary or incident to the grant, loan, or other financial assistance or the administration of the supplemental fund or the supplemental program.

(2) The budget agency must establish the terms and conditions

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that the budget agency considers necessary or convenient to make grants or loans or provide other financial assistance under this chapter.

(b) In addition to its powers under subsection (a), the budget agency may also make grants or loans or provide other financial assistance from the supplemental fund to or for the benefit of a political subdivision under the following conditions:

(1) A grant, loan, or other financial assistance may be used:

(A) for planning, designing, acquiring, constructing, renovating, improving, or expanding wastewater or stormwater collection and treatment systems, and other activities necessary or convenient to complete these tasks;

(B) to:

(i) establish reserves or sinking funds; or

(ii) provide interest subsidies;

(C) to pay financing charges, including interest on the loan during construction and for a reasonable period after the completion of construction; or

(D) to pay the following:

(i) Consultant, advisory, and legal fees.

(ii) Other costs or expenses necessary or incident to the grant, loan, or other financial assistance or the administration of the supplemental fund or the supplemental program.

(2) A grant may be used to pay the costs of:

(A) educational programs designed to inform the public about the health, sanitation, and safety concerns associated with sewage disposal systems;

(B) preparation of informational materials concerning the proper installation, use, and maintenance of sewage disposal systems;

(C) continuing education opportunities for local health departments to aid them in effectively monitoring and regulating sewage disposal systems; and

(D) preparation of surveys of existing sewage disposal systems, including the collection of information regarding the condition of those systems.

(3) The budget agency must establish the terms and conditions that the budget agency considers necessary or convenient to make grants or loans or provide other financial assistance under this chapter.

SECTION 4. [EFFECTIVE UPON PASSAGE] (a) Not later than

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1 September 1, 2001, the budget agency shall establish the terms and
2 conditions under which it will make grants to political subdivisions
3 to pay the costs described in IC 13-18-21-25(b)(2), as added by this
4 act.

5 (b) This SECTION expires September 2, 2001.

6 SECTION 5. An emergency is declared for this act.

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